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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 ARNOLD JUSTICE,

11 Plaintiff,

2:04-cv-0684-GEB-EFB-P

12 vs.

13 JAN SCULLY, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action
17 seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate
18 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

19 On August 1, 2007, the magistrate judge filed findings and recommendations
20 herein which were served on all parties and which contained notice to all parties that any
21 objections to the findings and recommendations were to be filed within twenty days. Plaintiff
22 has filed objections to the findings and recommendations, and defendants have filed a reply
23 thereto.

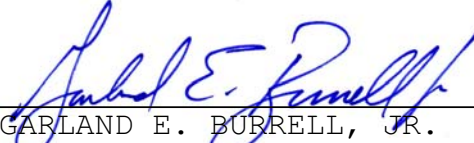
24 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-
25 304, this court has conducted a de novo review of this case. Having carefully reviewed the entire
26 file, the court finds the findings and recommendations to be supported by the record and by

1 proper analysis.

2 Accordingly, IT IS HEREBY ORDERED that:

- 3 1. The findings and recommendations filed August 1, 2007, are adopted in full;
4 2. Defendants' October 2, 2006, motion to dismiss is granted; and
5 3. This action is dismissed.

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7 Date: September 27, 2007

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9 GARLAND E. BURRELL, JR.
Chief United States District Judge